

**Weekly Summary of Orders and  
Regulations**  
**NOVEMBER 8, 1999 - NOVEMBER 12, 1999.**

Order	Docket	Summary	Date Action Taken
-------	--------	---------	----------------------

(#) Published in the Federal Register

99-11-5	UNDOC'D	<p><b>ALOHA AIRLINES, INC. VIOLATIONS OF 49 U.S.C. SECTION 41712 AND 14 CFR 399.81:</b></p> <p>The Department approves this settlement and the provisions of this order as being in the public interest and finds: (1) that Aloha Airlines, Inc has violated 14 CFR 399.81 by causing to be published advertisements and promotional material that made claims about the carrier's on-time performance that failed to provide the specific information needed to substantiate such claims as required by the regulation and (2) that by engaging in the conduct and violations described and by making overly broad and unsubstantiated claims about its consumer complaint record, the airlines, also violated 49 U.S.C. section 41712. Therefore, Aloha Airlines, Inc., and all other entities owned or controlled by or under common ownership with Aloha Airlines, Inc. and their successors and assignees, are ordered to cease and desist from violations of 49 U.S.C. section 41712 and 14 CFR 399.81, and is assessed \$12,000 in compromise of civil penalties that might otherwise be assessed for the violations found.</p> <p><b>Served: November 9, 1999</b></p>	11/09/99
---------	---------	---	----------

Order	Docket	Summary	Date Action Taken
99-11-6	OST-99-5670 OST-96-1153 OST-96-987, 49043, 41187, 32342, 30833, and 30789	<p data-bbox="691 243 1317 873"><b>IN THE MATTER OF THE JOINT APPLICATION OF SOUTHERN AIR TRANSPORT, INC. AND SOUTHERN AIR, INC. FOR APPROVAL OF TRANSFER OF CERTIFICATE AND EXEMPTION AUTHORITY PURSUANT TO 49 U.S.C. 41105: IN THE MATTER OF THE FITNESS DETERMINATION OF SOUTHERN AIR TRANSPORT, INC. AS A CERTIFICATED AIR CARRIER UNDER 49 U.S.C. 41102: IN THE MATTER OF THE CANCELLATION OF THE SECTION 41102 AND 41103 CERTIFICATES AND EXEMPTION AUTHORITY ISSUED TO SOUTHERN AIR TRANSPORT, INC. FOR DORMANCY UNDER SECTION 204.7 OF THE DEPARTMENT'S REGULATIONS:</b></p> <p data-bbox="691 884 1317 1440">The Department tentatively decides not to transfer the certificate and exemption authority currently held by Southern Air Transport, Inc. (SAT) to Southern Air, Inc. (Southern) as requested, but to cancel such authority for the reasons set forth. It also tentatively finds Southern fit to engage in interstate and foreign charter air transportation of property and mail and is proposing to issue to it new section 41102 certificates of public convenience and necessity authorizing such operations. Therefore, all interested persons are directed to show cause, within 14 days following the service date, why the Department should not issue an order making final its tentative findings and conclusions.</p> <p data-bbox="691 1451 1065 1518"><b>Served: November 10, 1999</b> (#)</p>	11/10/99

Order	Docket	Summary	Date Action Taken
-------	--------	---------	-------------------

**ERRATUM:**

99-11-6	OST-99-5670 OST-96-1153 OST-96-987, 49043, 41187, 32342, 30833 and 30789	<p><b>SOUTHERN AIR TRANSPORT, INC. AND SOUTHERN AIR, INC. FOR APPROVAL OF TRANSFER OF CERTIFICATE AND EXEMPTION AUTHORITY PURSUANT TO 49 U.S.C. 41105: IN THE MATTER OF THE FITNESS DETERMINATION OF SOUTHERN AIR, INC. AS A CERTIFICATED AIR CARRIER UNDER 49 U.S.C. 41102: IN THE MATTER OF THE CANCELLATION OF THE SECTION 41102 AND 41103 CERTIFICATES AND EXEMPTION AUTHORITY ISSUED TO SOUTHERN AIR TRANSPORT, INC. FOR DORMANCY UNDER SECTION 204.7 OF THE DEPARTMENT'S REGULATIONS:</b></p> <p>The Department tentatively found, among other things, that Southern Air, Inc., was fit to engage in interstate and foreign charter air transportation of property and mail, subject to certain Terms, Conditions, and Limitations. In the second subject box on Page 1 of that order we indicated that the entity who had applied for a fitness determination was "Southern Air Transport, Inc." However, the applicant who had requested a fitness determination was "Southern Air, Inc." We are issuing this erratum to reflect this change.</p> <p><b>Served: November 12, 1999</b></p>	11/10/99
---------	---	---	----------